IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 553 OF 2006
IN
CRIMINAL APPEAL NO. 213 OF 1994

Ashok M. Chankeshwara ..Applicant

versus

H. R. Barge & Anr. ..Respondents

Mr. V. P Patil for the Applicant.

Mr. D. N. Salvi for the Respondent No.1.

Mrs. S. D. Shinde, APP for the Respondents - State.

CORAM : D. G. DESHPANDE, &
S. A. BOBDE, JJ.

DATE : 21ST JULY, 2006

P.C. :

1. Heard Advocate for the Applicant - Original Accused No.1, Respondent No.1 and learned APP for the State.

2. Applicant - accused No.1 was facing trial under the NDPS Act. He was acquitted by the trial court. The complainant filed an appeal challenging the acquittal, that was converted into conviction. Therefore, the applicant - accused moved the Supreme

Court. The Supreme Court set aside the order of conviction and remanded the matter to the High Court for rehearing.

3. Therefore, in the circumstances, the applicant - accused have applied for bail. Since, now the original order of acquittal stands, this Application is allowed. Applicant - accused be released on his P.R. Bond of Rs.1,00,000/- (Rupees One lakh) with two or three solvent sureties in the like amount. He will surrender his passport to the concerned Authorities before he is released on bail. Bail before the trial court.

4. Application disposed of.

(D.G. DESHPANDE, J.)

(S.A. BOBDE, J.)